

In re Application of: Yoram REITER
 Serial No.: 10/073,300
 Filed: 02/13/2002
 Office Action Mailing Date: 04/05/2007

Examiner: Francois P.
 Vandervegt,
 Group Art Unit: 1644
 Attorney Docket: 02/23339

REMARKS

Reconsideration of the above-identified application in view of the amendments above and the remarks following is respectfully requested.

Claims 1, 2, 4-13 are in this Application. Claims 4-11 have been withdrawn from consideration. Claim 13 has been previously allowed. Claims 1, 2 and 12 have been rejected under 35 U.S.C. § 112, first paragraph. Claim 1 has now been amended. Withdrawn claims have been cancelled. New claim 18 has been added.

35 U.S.C. § 112, first paragraph Rejections

The Examiner has rejected claims 1, 2 and 12 under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement.

Specifically, the Examiner states that the plurality of complexes disclosed at the cited passages (pages 42, 47-48 and 52-53) of the instant specification are products of the same coding sequence, and more than just all binding to the same CTL, all of the complexes are structurally identical. In addition, the Examiner states that the disclosure is limited to multiple copies of the same complex and that a recitation of "all of said plurality of complexes are recognizable by one CTL clone" does not limit the complexes to being all the "same", only that they all bind to the same CTL clone.

Applicant points out that the Examiner has recognized in the official action that the plurality of complexes of the instant application, which bind to the same CTL clone, are all the same (products of the same coding sequence, structurally identical). Accordingly, Applicant has elected to amend claim 1 to recite:

"A plurality of complexes each being composed of an antigenic peptide being capable of binding a human MHC class I, and a chimeric polypeptide which comprises a functional human β -2 microglobulin translationally fused to a functional human MHC class I heavy chain, wherein all of said plurality of complexes are identical and recognizable by one CTL clone."
 (Emphasis added)

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Support for new claim 18

Ample support for the limitation "upstream" in new claim 18 can be found in the instant application, see for example, Page 6 (lines 8-12), Page 7 (lines 17-22)-Page 8 (lines 1-3), and Page 21 (lines 10-14).

In view of the above amendments and remarks it is respectfully submitted that claims 1, 2, 12 and 18 are now in condition for allowance. A prompt notice of allowance is respectfully and earnestly solicited.

Respectfully submitted,



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Date: June 26, 2007

Encl:

RCE